

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
)	Chapter 11
)	
DURA AUTOMOTIVE SYSTEMS, LLC, <i>et al.</i> , ¹)	Case No. 19-12378 (KBO)
)	
Debtors.)	(Jointly Administered)
)	

***AMENDED*² NOTICE OF AGENDA OF MATTERS SCHEDULED FOR
HEARING ON NOVEMBER 18, 2019 AT 11:00 A.M. (ET)³**

I. MATTERS GOING FORWARD

1. **Customer Programs Motion.** Debtors' Expedited Motion for Entry of Interim and Final Orders Authorizing the Debtors to Maintain and Administer Their Existing Customer Programs and Honor Certain Prepetition Obligations Related Thereto [Date Filed: 10/17/19; Docket No. 9].

Response Deadline: November 14, 2019 at 4:00 p.m. (ET), extended as to **the U.S. Trustee and** the Committee only until November 15, 2019 at 12:00 a.m. (ET).

Responses Received:

- A. Informal comments from **the Office of the United States Trustee for Region 3 (the "U.S. Trustee")** and the Official Committee of Unsecured Creditors (the "Committee").

¹ The debtor entities in these chapter 11 cases, along with the last four digits of each Debtor entity's federal tax identification number, are: Dura Automotive Systems Cable Operations, LLC (7052); Dura Automotive Systems, LLC (8111); Dura Fremont L.L.C. (1252); Dura G.P. (8092); Dura Mexico Holdings, LLC (4188); Dura Operating, LLC (2304); and NAMP, LLC (3693). Dura Automotive Systems, LLC's service address is: 1780 Pond Run, Auburn Hills, Michigan 48326.

² **Amended items appear in bold.**

³ Please note that the hearing is before the Honorable Karen B. Owens in the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 6th Floor, Courtroom No. 1, Wilmington, Delaware 19801. Any person who wishes to appear telephonically must contact COURTCALL, LLC at 866-582-6878 no later than 12:00 p.m. (ET) one business day prior to the hearing. Chambers must be contacted regarding any late requests for telephonic appearances.

Related Documents:

- A. Expedited Interim Order Authorizing the Debtors to Maintain and Administer Their Existing Customer Programs and Honor Certain Pre-Petition Obligations Related Thereto [Date Entered: 10/21/19; Docket No. 131].
- B. Second Interim Order Authorizing the Debtors to Maintain and Administer Their Existing Customer Programs and Honor Certain Prepetition Obligations Related Thereto [Date Entered: 11/5/19; Docket No. 234].

Status: **The Debtors have resolved the informal comments of the U.S. Trustee and the Committee.** This matter is going forward with respect to a final order **on a consensual basis.**

- 2. **Wages Motion.** Debtors' Expedited Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses and (II) Continue Employee Benefits Programs [Date Filed: 10/17/19; Docket No. 10].

Response Deadline: November 14, 2019 at 4:00 p.m. (ET), extended as to **the U.S. Trustee and the Committee** only until November 15, 2019 at 12:00 a.m. (ET).

Responses Received:

- A. Informal comments from **the U.S. Trustee and the Committee.**
- B. **Limited Objection of the Official Committee of Unsecured Creditors to the Debtors' Request for Final Order on Their Expedited Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses, and (II) Continue Employee Benefits Programs [Date Filed: 11/14/19; Docket No. 314].**
- C. **Limited Objection of the U.S. Trustee to Debtors' Motion for Final Order Authorizing the Debtors to (I) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses and (II) Continue Employee Benefits Programs [Date Filed: 11/14/19; Docket No. 316].**
- D. **Debtors' Statement Regarding Motions Set for Hearing on November 18, 2019 [D.I. 319].**

Related Documents:

- A. Expedited Interim Order Authorizing the Debtors to (I) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses and (II) Continue Employee Benefits Programs [Date Entered: 10/21/19; Docket No. 126].
- B. Second Interim Order Authorizing the Debtors to (I) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses and (II) Continue Employee Benefits Programs [Date Entered: 11/5/19; Docket No. 232].

Status: **The Debtors have resolved the informal comments and formal objections of the U.S. Trustee and the Committee.** This matter is going forward with respect to a final order **on a consensual basis.**

- 3. **Critical Vendors Motion.** Debtors' Expedited Motion for Entry of Interim and Final Orders Authorizing Payment of Prepetition Claims of Certain Critical Vendors, Foreign Vendors, 503(b)(9) Claimants, Lien Claimants and Shippers [Date Filed: 10/17/19; Docket No. 11].

Response Deadline: November 14, 2019 at 4:00 p.m. (ET), extended as **to the U.S. Trustee and** the Committee only until November 15, 2019 at 12:00 a.m. (ET).

Responses Received:

- A. Informal comments from **the U.S. Trustee and** the Committee.
- B. **The Official Committee of Unsecured Creditors' Limited Objection to the Debtors' Expedited Motion for Entry of Interim and Final Orders Authorizing Payment of Prepetition Claims of Certain Critical Vendors, Foreign Vendors, 503(b)(9) Claimants, Lien Claimants and Shippers [Date Filed: 11/14/19; D.I. 315].**
- C. **Debtors' Statement Regarding Motions Set for Hearing on November 18, 2019 [D.I. 319]**

Related Documents:

- A. Expedited Interim Order Authorizing Payments of Prepetition Claims of Certain Critical Vendors, Foreign Vendors, 503(b)(9) Claimants, Lien Claimants and Shippers [Date Entered: 10/21/19; Docket No. 132].
- B. Second Interim Order Authorizing Payments of Prepetition Claims of Certain Critical Vendors, Foreign Vendors, 503(b)(9) Claimants,

Lien Claimants and Shippers [Date Entered: 11/5/19; Docket No. 236].

Status: **The Debtors have resolved the informal comments of the U.S. Trustee and the Committee, as well as the Committee's formal objection.** This matter is going forward with respect to a final order **on a consensual basis.**

4. **Cash Management Motion.** Debtors' Expedited Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Continue to Operate Their Cash Management Systems, (II) Honor Certain Prepetition Obligations Related Thereto, (III) Maintain Existing Business Forms, and (IV) Continue to Perform Intercompany Transactions [Date Filed: 10/17/19; Docket No. 14].

Response Deadline: November 14, 2019 at 4:00 p.m. (ET), extended as to **the U.S. Trustee and** the Committee only until November 15, 2019 at 12:00 a.m. (ET).

Responses Received:

- A. Informal comments from **the U.S. Trustee and** the Committee.

Related Documents:

- A. Expedited Interim Order Authorizing the Debtors to (I) Continue to Operate Their Cash Management Systems, (II) Honor Certain Prepetition Obligations Related Thereto, (III) Maintain Existing Business Forms, and (IV) Continue to Perform Intercompany Transactions [Date Entered: 10/18/19; Docket No. 84].
- B. Second Interim Order Authorizing the Debtors to (I) Continue to Operate Their Cash Management Systems, (II) Honor Certain Prepetition Obligations Related Thereto, (III) Maintain Existing Business Forms, and (IV) Continue to Perform Intercompany Transactions [Date Entered: 11/5/19; Docket No. 235].

Status: **The Debtors have resolved the informal comments of the U.S. Trustee and the Committee.** This matter is going forward with respect to a final order **on a consensual basis.**

5. **DIP Motion.** Debtors' Expedited Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Obtain Postpetition Financing, (II) Authorizing the Debtors to Use Cash Collateral, (III) Granting Liens and Providing Superpriority Administrative Expense Status, (IV) Granting Adequate Protection to the Prepetition Lenders, and (V) Modifying the Automatic Stay [Date Filed: 10/17/19; Docket No. 19].

Response Deadline: November 14, 2019 at 4:00 p.m. (ET), extended as to **the U.S. Trustee and** the Committee only until November 15, 2019 at 12:00 a.m. (ET).

Responses Received:

- A. Informal comments from **the U.S. Trustee and the Committee**.

Related Documents:

- A. Expedited Interim Order (I) Authorizing the Debtors to Obtain Postpetition Financing, (II) Authorizing the Debtors to Use Cash Collateral, (III) Granting Liens and Providing Superpriority Administrative Expense Status, (IV) Granting Adequate Protection to the Prepetition Lenders, and (V) Modifying the Automatic Stay [Date Entered: 10/18/19; Docket No. 86].
- B. Order Regarding Call-In Procedures for Hearing on Post-Petition Financing Set for October 23, 2019 [Date Entered: 10/21/2019; Docket No. 134].
- C. DIP Lenders' Statement in Support of Debtors Expedited DIP Motion [Date Filed: 10/23/19; Docket No. 156].
- D. Second Interim Order (I) Authorizing the Debtors to Obtain Postpetition Financing, (II) Authorizing the Debtors to Use Cash Collateral, (III) Granting Liens and Providing Superpriority Administrative Expense Status, (IV) Granting Adequate Protection to the Prepetition Lenders, and (V) Modifying the Automatic Stay [Date Entered: 11/1/19; Docket No. 211].
- E. Order Setting Hearing Regarding Postpetition Financing and Use of Cash Collateral [Date Entered: 11/1/19; Docket No. 212].
- F. **Debtors' Statement Regarding Motions Set for Hearing on November 18, 2019 [D.I. 319]**

Status: **The Debtors have resolved the informal comments of the U.S. Trustee and the Committee.** This matter is going forward with respect to a final order **on a consensual basis**.

6. **Utilities Motion.** Debtors' Motion for Entry an Orders (I) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Utility Services, (II) Determining Adequate Assurance of Payment for Future Utility Services, and (III) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment [Date Filed: 10/17/19; Docket No. 23].

Response Deadline: November 7, 2019 at 4:00 p.m. (ET), extended as to Constellation NewEnergy, Inc. and Constellation NewEnergy – Gas Division, LLC to November 11, 2019 at 4:00 p.m. (ET), extended as to **the U.S. Trustee and the Committee** only until November 15, 2019 at 12:00 a.m. (ET).

Responses Received:

- A. Objection of Constellation NewEnergy, Inc. and Constellation NewEnergy – Gas Division, LLC to the Debtors’ Motion of an Order (I) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Utility Services, (II) Determining Adequate Assurance of Payment for Future Utility Services, and (III) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment [Date Filed: 11/8/2019; Docket No. 270] **[Withdrawn]**.
- B. **Informal comments from the U.S. Trustee and the Committee.**
- C. **Notice of Withdrawal of Objection of Constellation NewEnergy, Inc. and Constellation NewEnergy Gas Division, LLC to the Debtors’ Motion for Entry of an Order (I) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Utility Services, (II) Determining Adequate Assurance of Payment For Future Utility Services, and (III) Establishing Procedures For Resolving Requests For Additional Adequate Assurance of Payment [Date Filed: 11/15/2019 Docket No. 318].**

Related Documents: None.

Status: **The Debtors have resolved the informal comments of the U.S. Trustee and the Committee and the formal objection was withdrawn.** This matter is going forward on a consensual basis.

7. **Bidding Procedures Motion.** Debtors’ Motion for Entry of an Order (I) Approving the Debtors to Perform Obligations Related to the Stalking Horse Bid, (II) Approving Bidding Procedures with Respect to Substantially All Assets, (III) Approving Contract Assumption and Assignment Procedures, (IV) Scheduling Bid Deadlines, an Auction, and the Hearings and Objection Deadlines Related Thereto, and (V) Approving the Form and Manner of Notice Thereof [Date Filed: 10/23/19; Docket No. 154].

Response Deadline: November 14, 2019 at 4:00 p.m. (ET), extended as to the **U.S. Trustee and the Committee** only until November 15, 2019 at 12:00 a.m. (ET).

Responses Received:

- A. Informal comments from the U.S. Trustee, the Committee and certain other parties.

Related Documents:

- A. Notice of Debtors’ Motion for Approval of Bidding Procedures [Date Filed: 11/8/19; Docket No. 273].

- B. Declaration of Richard W. Morgner in Support of the Debtors' Bidding Procedures Motion [Date Filed: 11/14/19; Docket No. 304].
- C. **Debtors' Statement Regarding Motions Set for Hearing on November 18, 2019 [D.I. 319]**

Status: **The Debtors have resolved all informal comments, including those of the U.S. Trustee and the Committee.** This matter is going forward with respect to a final order **on a consensual basis.**

Dated: November 15, 2019
Wilmington, Delaware

BAYARD, P.A.

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